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IN RE COMPLIANCE  
WITH RCW 42.17

ST CLAIR WOODWORTH

Respondent.

## FINAL ORDER IMPOSING FINE

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The Washington State Public Disclosure Commission (Commission) conducted an enforcement hearing under chapters 34.05 and 42.17 RCW and chapter 390-37 WAC on July 23, 2002 with respect to the above-captioned matter. The Commission held the hearing at Evergreen Plaza Building, Room 206, 711 Capitol Way South, in Olympia, Washington. The Respondent was not present at the hearing. The Staff appeared through Phil Stutzman, Director of Compliance. The Commission held the hearing to determine whether the Respondent violated RCW 42.17.240 by failing to file a Statement of Financial Affairs by April 15, 2002.

During the hearing, the Staff presented, for the Commission's consideration, the Notice of Administrative Charges issued July 5, 2002, and the parties' Stipulation of Facts, Violation and Penalty dated July 23, 2002. Specifically, the parties agreed that the Notice of Administrative Charges contain accurate statements of fact. The Respondent stipulated that the Respondent committed a single violation of RCW 42.17.240. The Respondent stipulated that the Respondent is willing to accept an assessed total civil penalty of \$1,000.00 for the violation. The Respondent also agreed by stipulation to pay the full

1 amount of the \$1,000.00 penalty assessed in PDC Case No. 01-679, which includes the  
2 \$500.00 non-suspended portion of the penalty and the \$500.00 portion of the penalty that  
3 was suspended on the condition the Respondent commits no further violations of RCW  
4 42.17 for a period of three years from the date of the order. The parties' Stipulation is  
5 attached to this Order and is incorporated herein by reference.  
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### 7 **ORDER**

8 Based on the record submitted in this matter, the Commission orders as follows:

- 9 1. That the Stipulation of Facts, Violation and Penalty is accepted;
- 10 2. That the Respondent committed a single violation of RCW 42.17.240;
- 11 3. That a total civil penalty of \$1,000.00 is assessed against the Respondent;
- 12 4. That the Respondent pay the total civil penalty of \$1,000.00 in PDC Case No. 01-679;
- 13 5. That the \$1,000.00 assessed civil penalty in PDC Case No. 02-619 and the \$1,000.00  
14 civil penalty in PDC Case No. 01-679, a total of \$2,000.00, are to be paid within thirty  
15 days of the date of this Order.  
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### 17 **RECONSIDERATION**

18 Any party may ask the Commission to reconsider this final order. Parties must  
19 place their requests for reconsideration in writing, include the specific grounds or reasons  
20 for the request, and deliver the request to the Public Disclosure Commission Office within  
21 TEN (10) days of the date that the Commission serves this order upon the party. Pursuant  
22 to RCW 34.05.470(3), the Public Disclosure Commission is deemed to have denied the  
23 petition for reconsideration if, within twenty (20) days from the date the petition is filed, the  
24 Commission does not either dispose of the petition or serve the parties with written notice  
25 specifying the date by which it will act on the petition. Pursuant to RCW 34.05.470(5), the  
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1 Respondent is not required to ask the Public Disclosure Commission to reconsider the final  
2 order before seeking judicial review by a superior court.

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4 **APPEAL RIGHTS**

5 Pursuant to RCW 42.17.395(5), a final order issued by the Public Disclosure  
6 Commission is subject to judicial review under the Administrative Procedures Act, chapter  
7 34.05 RCW. Pursuant to RCW 34.05.542(2), a petition for judicial review must be filed  
8 with the superior court in Thurston County or the petitioner's county of residence or  
9 principal place of business. The petition for judicial review must be served on the Public  
10 Disclosure Commission and any other parties within 30 days of the date that the Public  
11 Disclosure Commission serves this final order on the parties.

12  
13 If reconsideration is properly sought, the petition for judicial review must be served  
14 on the Public Disclosure Commission and any other parties within thirty (30) days after the  
15 Commission acts on the petition for reconsideration. The Commission will seek to enforce  
16 this final order in superior court under RCW 42.17.395-397, and recover legal costs and  
17 attorney's fees, if the penalty remains unpaid and no petition for judicial review has been  
18 filed under chapter 34.05 RCW. This action will be taken without further order by the  
19 Commission.

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21 DATED THIS 25<sup>th</sup> day of July, 2002.

22 FOR THE COMMISSION:

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25 VICKI RIPPIE, Executive Director  
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